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ORIGINALLY FILED

PATENT  
Docket No. 261922003302



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Ruth Saskowski

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Van OUYEN, *et al.*

Serial No.: 09/003,047

Filing Date: January 5, 1998

For: TRANSGENIC PLANTS HAVING A  
MODIFIED CARBOHYDRATE  
CONTENT

Examiner: Ousama M-Faiz Zaghmout,  
Ph.D.

Group Art Unit: 1638

#29

COMMUNICATION REGARDING NOTICE OF ABANDONMENT

Initial Patent Examination Division  
Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

This communication is in response to the Notice of Abandonment issued on November 9, 2001 in connection with the above-identified application. It is respectfully requested that the Notice of Abandonment be withdrawn. A Response to the December 26, 2000 was timely filed on June 26, 2001. A petition for extending the response time from March 26, 2001 to June 26, 2001 was also submitted. The appropriate fee was submitted by check (Check No. 7602744).

Attached herewith is a copy of the returned Postcard from the U.S. Patent and Trademark Office indicating that Applicant's June 26, 2001 submission was received by the Patent Office on July 2, 2001, however, the postcard was mailed and dated June 26, 2001. Also attached herewith is a copy of Applicant's June 26, 2001 submission including:

- 1) Transmittal Form (1 page)
- 2) Fee Transmittal (1 page)
- 3) Amendment Under 37 C.F.R. § 1.111 (8 pages);
- 4) Copy of Sequence Listing (3 pages);
- 5) Copy of Request for Corrected Drawings (2 pages);
- 6) Copy of Corrected Drawings (3 pages);
- 7) Petition for Extension of Time (2 pages);
- 8) Response to Notice to Comply with Requirements (4 pages);
- 9) Change of Address (1 page);
- 10) Copy of Check Stub in the amount of \$890.00; and
- 11) Copy of return postcard.

It is respectfully requested that examination of the above-identified application be resumed and the June 26, 2001 Response to be considered and made of record in the above-identified application.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket no. 261922003302. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Respectfully submitted,

Dated: February 28, 2002

By: Kate H. Murashige  
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